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DATE: October 21, 2005

TO: Examiner Khanh Q. Dinh  
TC Art Unit: 2151

Fax No.: (571) 273 8300

FROM: George J. Jakobsche

No. of pages transmitted  
(including this page): 5

Our File: COMET-003XX

Time: 11:00 a.m.

Your Ref:

Sent by: Marie

Application No. 09/628,880  
Filed Date: July 31, 2000  
Confirmation No.: 4970

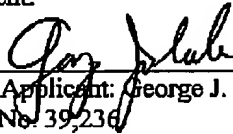
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MESSAGE

PLEASE DELIVER DIRECTLY TO:  
EXAMINER KHANH Q. DINH, Tel. (571) 272-3936  
TC ART UNIT NO: 2151

**FOR ENTRY**

Enclosed for filing please find a: Petition to Revive an Unintentionally Abandoned patent  
Application Per 37 CFR § 1.137(b) and Request for Continued Examination

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees  
associated with this communication or credit any overpayment.

  
\_\_\_\_\_  
Attorney for Applicant: George J. Jakobsche  
Registration No. 39,236

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Application No.: 09/628,880  
 Filed: July 31, 2000  
 TC Art Unit: 2151  
 Confirmation No.: 4970

Rcv 07/05

WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP  
 Ten Post Office Square  
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 Telephone: (617) 542-2290  
 Telecopier: (617) 451-0313

Date: October 21, 2005

Via Facsimile

COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Attorney  
 Docket No.: COMET-003XX

Sir:

In re application of: James S. Rosen *et al.*

Entitled: SYSTEM AND METHOD FOR ENABLING INFORMATION ASSOCIATIONS


Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- ☒ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$790.00) per §1.17(e).  
☒ Enter the unentered amendment previously filed on September 22, 2005 per §1.116.
- ☐ A Petition for Extension of Time for \_\_\_ month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$\_\_\_\_\_) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☒ Other: Petition to Revive an Unintentionally Abandoned Patent Application per 37 CFR §1.137(b). Authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$1,500.00) per §1.17.

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	5 - 5	= 0	x \$200.00 =	0
Total	30 - 30	= 0	x \$ 50.00 =	0
[ ] Multiple Dependent Claims (1st presentation)			+ \$360.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$\_\_\_\_\_) for the cost of same.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Khanh Q. Dinh TC Art Unit 2151 Fax No. (571) 273 8300, on October 21, 2005

  
 Attorney of Record: George J. Jakobsche  
 Registration No.: 39,136

GJJ/mac

PATENT

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OCT 21 2005

Rev 06/04


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : James S. Rosen *et al.*  
 Application No. : 09/628,880  
 Filed : July 31, 2000  
 Confirmation No. : 4970  
 For : SYSTEM AND METHOD FOR ENABLING INFORMATION  
 ASSOCIATIONS  
 Examiner : Khanh Q. Dinh  
 Attorney's Docket : COMET-003XX

TC Art Unit: 2151

\*\*\*\*\*  
 I hereby certify that this correspondence is being sent via facsimile to Examiner Khanh Q. Dinh, TC  
 Art Unit 2151 Fax No. (571) 273 8300, on October 21, 2005.

By: \_\_\_\_\_

  
 George J. Jakobsche  
 Registration No. 39,236  
 Attorney for Applicant(s)

\*\*\*\*\*  
PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED PATENT APPLICATION  
PER 37 CFR §1.137(b) AND REQUEST FOR CONTINUED EXAMINATION

Via Facsimile  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Final Official Action dated April 7, 2005 and the Advisory Action dated October 14, 2005, Applicant submits herewith: a Petition to Revive an Unintentionally Abandoned Patent Application under 37 CFR § 1.137(b) (Petition) and fee per 37 CFR § 1.17(m); and a Request for Continued Examination (RCE) per 37 CFR § 1.114 and fee per 37 CFR § 1.17(e); and a Statement of Unintended Delay.

Application No.09/628,880  
Filed: July 31, 2000  
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### REMARKS

On April 7, 2005, a Final Office Action was mailed in the above-identified Application. In response to the Office Action, Applicant filed an Amendment on September 22, 2005. In an Advisory Action mailed on October 14, 2005, the Examiner asserted that the Amendment failed to place the Application in condition for allowance, and the Examiner declined to enter the Amendment. The Examiner noted that, to avoid abandonment, the Applicant could file a RCE within three months (plus applicable extensions of time) of the mailing date of the final rejection. The six-month statutory period to respond to the Final Office Action ended October 7, 2005. The Applicant inadvertently did not file an RCE by October 7, 2005. Consequently, the Application became abandoned on October 7, 2005.

Applicant now petitions the Office to revive the Application under 37 CFR § 1.137(b). The present RCE and the request to enter the previously filed Amendment are intended to fulfill the requirements of 37 CFR § 1.137(b)(1). Included with this Petition is authorization to charge the petition fee per 37 CFR § 1.17(m) to Deposit Account No. 23-0804, per 37 CFR § 1.137(b)(2). Applicant states that the entire delay in filing the RCE from the due date until the filing date of the present grantable Petition was unintentional. No terminal disclaimer per 37 CFR § 1.137(b)(4) is believed to be required.

### REQUEST FOR CONTINUED EXAMINATION

Applicant submits herewith a RCE per 37 CFR § 1.114. The previously filed Amendment is intended to serve as the requisite "submission," per 37 CFR § 1.114(a). Included with this RCE is authorization to charge the RCE fee per 37 CFR § 1.17(e) to Deposit Account No. 23-0804.

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For all the foregoing reasons and the reasons given in the previously filed Amendment, it is respectfully submitted that the present Application is in a condition for allowance, and such action is earnestly solicited. The Examiner is encouraged to telephone the undersigned attorney to discuss any matter that would expedite allowance of the present Application.

Respectfully submitted,

JAMES S. ROSEN

By: 

George J. Jacobsche  
Registration No. 39,236  
Attorney for Applicant(s)

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